Application Number	Application/Control No.	Applicant(s)/Patent under Reexamination NELSON ET AL.						
Document Code - DISQ	Internal Document – DO NOT MA							
TERMINAL DISCLAIMER	M APPROVED	☐ DISAPPROVED						
Date Filed : June 14, 2006	This patent is subject to a Terminal Disclaimer							
Approved/Disapproved b	y:							
Henry D. Jefferson	•							

U.S. Patent and Trademark Office

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PTO/SB/25 (10-05)
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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION	Docket Number (Optional) 34000/008
In re Application of: Michael Jay Nelson	
Application No.: 10/816,735	
Filed: April 2, 2004	_
FOIT METHOD AND APPARATUS FOR INCREASING THE RELIABILITY OF AN EMERGENCY CALL COMM	MUNICATION NETWORK
The owner*, Intrado, Inc. , of 100 percent interest in the instate except as provided below, the terminal part of the statutory term of any patent granted on the instant application expiration date of the full statutory term of any patent granted on pending reference Application Number on April 2, 2004 , as such term is defined in 35 U.S.C. 154 and 173, and as the term of any papplication may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending thereby agrees that any patent so granted on the instant application shall be enforceable only for and during granted on the reference application are commonly owned. This agreement runs with any patent granted binding upon the grantee, its successors or assigns.	ation which would extend beyond 10/816,633 filed atent granted on said reference reference application. The owner turn period that it and one patient
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on textend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any paper application, "as the term of any patent granted on said reference application may be shortened by any tergrant of any patent on the pending reference application," in the event that: any such patent: granted on the pexpires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent juin whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to	itent granted on said reference minal disclaimer filed prior to the sending reference application: risdiction, is statutorily disclaimed
Check either box 1 or 2 below, if appropriate.	:
 For submissions on behalf of a business/organization (e.g., corporation, partnership, university, gove etc.), the undersigned is empowered to act on behalf of the business/organization. 	rnment agency,
I hereby declare that all statements made herein of my own knowledge are true and that all state belief are believed to be true; and further that these statements were made with the knowledge that willful made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States statements may jeopardize the validity of the application or any patent issued thereon.	folion statements and the Eko co
2. The undersigned is an attorney or agent of record. Reg. No. 35,557	•
	1
/Michael B. Johannesen/	June 20, 2006
Signature	Date
Michael B. Johannesen	<u> </u>
Typed or printed name	<u>:</u>
<u> </u>	(630) 300-2727
	Telephone Number
Terminal disclaimer fee under 37 CFR 1.20(d) is included.	
	•
	:
WARNING: Information on this form may become public. Credit card information to be included on this form. Provide credit card information and authorization on F	should not TO-2038.
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Christman water 27 CED 2 72/b) is required if terminal displayer is alread by the actions (•

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Application No. 10/816,735 Atty. Docket No. P34000/008 June 20, 2006 Page 1 of 2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:) Group Art Unit: 2643			
NELSON, Michael, et al.) Examiner: WOO, Stella			
Serial No.: 10/816,735) RESPONSE TO THE NON-) FINAL OFFICE ACTION			
Confirmation No.: 1390) DATED JUNE 14, 2006 :			
Filed: 04/02/2004)			
Atty. File No.: 34000/008)			
Title: "Method and Apparatus for Increasing the Reliability of an Emergency Call Communication Network"	}			
Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450				
Dear Sir:	·			

Applicants submit a Terminal Disclaimer to Obviate a Provisional Double

Patenting Rejection to address the Office Action having a mailing date of June 14, 2006.

REMARKS begin on page 2.

TERMINAL DISCLAIMER is transmitted herewith after the REMARKS section.

REMARKS

This paper is in response to the office action dated June 14, 2006 (herein the "Office Action"). In the Office Action, claims 1-30, 32-40, 42, 45-47 and 54-78 were provisionally rejected under the judicially-created doctrine of double patenting in view of claims 1 - 26, 33 - 46, 48 - 54, 56 - 57 and 60 - 69 of co-pending Application No. 10/816,633. In response, Applicants have not amended, canceled or added any claims. Thus, claims 1 - 30, 32 - 40, 42, 45 - 47 and 54 - 78 are currently pending.

Responsive to the double patenting rejection, Applicants, through their attorney, submit a Terminal Disclaimer to Obviate a Provisional Double Patenting Rejection Over a Pending "Reference" Application, which is transmitted herewith.

The application now appearing to be in form for allowance, early notification of same is respectfully requested. The Examiner is invited to contact the undersigned by telephone if doing so would expedite the resolution of this case.

Respectfully submitted,

/Michael B. Johannesen/

Michael B. Johannesen, Reg. No. 35,557 Intrado 1601 Dry Creek Drive Longmont, Colorado 80503

Telephone: (630) 430-1502

Date: June 20, 2006

T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			24-Jun-06	APP	L. S. N:		10816735		
To Exam	iner:		WOO, STELLA L.	Art	Unit		2614		
From			Jefferson, Henry PARALEGAL SPCECIALIST	D	urn This Memo To: Case p-Off Location		JEF-2D68		
SUBJEC'	T: Decisio	n on Termina	l Disclaimer(T.D.) filed:						
form para	agraphs i any quest	dentified by th ions, please s	d the submitted T.D. with his informal memo in your ee me or the Special Progi O APPLICANT OR (2) PLACE	next Office am Examin	action to notify applicant er. THIS IS AN INFORMA	t of the	e T.D. If you disagr TERNAL MEMO ONL	ree Y.	
please in	itial, date	and return th	nis memo to me. THANK Y	ου.					
V	The T.D.	is PROPER an	d has been recorded (see	14.23).					
	The T.D.	is NOT PROPE	ER and has not been accep	ted for the	reason(s) checked below	v (see	14.24):		
		The TD fee of use of a depo	J	ibmitted no	r is there any authorizati	ion in t	the application file	for the	
		The TD deep and and include 201 in the table account who has alread the TD has not attached the automated							
		The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see 14.27.01).							
		The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a term portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).							
		The person who signed the T.D.:							
		is n	ot an attorney "of record"	(see 14.29	and 14.29.01).		•		
		☐ has	failed to state his/her cap	acity to sigi	for the business entity	(see 1	4.28).		
		is n	ot recognized as an officer	of the assi	gnee (see 14.29 & possit	ble 14.	.29.02).		
		No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reef frame number may be found in the T.D. or in a separate paper of record in the application (see 14.30).					reel and		
		The T.D. is no	ot signed (see 14.26 & 14.	.26.03).					
			mber of the application (or ection is missing or incorre			orms tl	he basis for the dou	ıble	
		The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).							
		The period disclaimed is incorrect or not specified (see 14.26, 14.27.02 or 14.26.03).							
		Other:		•				△ ▽	
			o request refund (see 14.3 neck this item.	6). NOTE: 1	f already authorized, cre	edit ref	fund to deposit acco	ount	
have ap	propriate		plicant(s) of the status of t	he Termina	l Disclaimer filed in this	case.			
Ex.Initial	s:	Dat	e:				Log Date:		